

03/10/00  
JC511 U.S. PTO

03-13-00

A

Attorney's Docket No. 238-4

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Assistant Commissioner for Patents  
**Box Patent Application**  
Washington, D.C. 20231

jc511 U.S. PTO  
09/522877  
03/10/00

**UTILITY PATENT APPLICATION TRANSMITTAL**

Sir:

Transmitted herewith for filing is the patent application of:

First Named Applicant (or Applicants): **Günther Dürhammer**

Title of Application: **CIGARETTE**

**1. Type of Application (37 C.F.R. 1.53(b))**

This application is a(n):

Original (nonprovisional) application.

Continuing application:

Divisional       Continuation       Continuation-in-Part (CIP)

of Serial No. 08/, filed on \_\_\_\_\_.

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**CERTIFICATION UNDER 37 CFR 1.10**

I hereby certify that this New Application Transmittal and the documents referred to as enclosed herein are being deposited with the United States Postal Service on this date, March 10, 2000, in an envelope as "Express Mail to Addressee" Mailing Label Number EL509431885US, addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Joyce Peterson

Name of person mailing paper

  
\_\_\_\_\_  
Signature of person mailing paper

**2. Enclosed Papers Required to Obtain Application Filing Date under 37 CFR 1.53(b)**

3 Pages of specification  
1 Pages of claims  
1 Pages of Abstract  
0 Sheets of drawings       Formal       Informal

**3. Oath or Declaration**

- Newly executed Oath or Declaration (original or copy) is enclosed.  
 Copy of Oath or Declaration from prior application 0/ (37 C.F.R. 1.63(d)).  
 The entire disclosure of the prior application, from which a copy of the oath or Declaration is supplied, is considered as being a part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

With Power of Attorney       Without Power of Attorney

**4. Additional Papers Enclosed**

- Return Receipt Postcard (specifically itemized) (M.P.E.P. § 503).  
 Preliminary Amendment.  
 Information Disclosure Statement (37 CFR 1.98).  
 Form PTO-1449       Copies of IDS Citations  
 Nucleotide and/or Amino Acid Sequence Listing computer-readable copy, paper copy, and statement verifying identity of computer-readable and paper copies.  
 Certified Copy of Priority Document(s).  
 Verified translation of non-English language application (37 C.F.R. 1.52(d)).  
 Other: \_\_\_\_\_.

**5. Assignment**

- Newly Executed assignment with Recordation Cover Sheet (Form PTO-1595).  
 Copy of Assignment from prior application No. 08/.

**6. Fee Calculation (37 CFR 1.16)**

Regular Application (37 CFR 1.16(a))                      Basic Fee      \$760.00

FEES FOR CLAIMS AS FILED						
Number filed	Number extra	Rate				
Total Claims (37 CFR 1.16(c))	<b>14</b>	- 20	=	×	\$ 18.00	=
Independent Claims (37 CFR 1.16(b))	<b>2</b>	- 3	=	×	\$ 78.00	=
Multiple Dependent Claims (37 CFR 1.16(d))				+	\$260.00	=
						<b>\$ 0.00</b>

Fee Calculation for Extra Claims      \$ 0.00

- Amendment canceling extra claims enclosed.  
 Amendment deleting multiple-dependencies enclosed.

Total Filing Fee Calculation      \$690.00

**7. Small Entity Statement**

- Verified Statement that this is a filing by a small entity under 37 CFR 1.9 and 1.27:  
       is enclosed.       will follow.
- Status as a small entity was claimed in prior application **08/**\_\_\_\_\_, from which benefit is being claimed for this application under:  
       35 U.S.C. 119(e),  
       35 U.S.C. 120,  
       35 U.S.C. 121,  
       35 U.S.C. 365(c),  
and which status as a small entity is still proper and desired.
- A copy of the verified statement in the prior application is enclosed.

Filing Fee Calculation (50% of Filing Fee calculated in Item 6 above)      \$ \_\_\_\_\_

**8. Fee Payment**

[ ] Not enclosed. No filing fee is to be paid at this time.

Enclosed:

<input checked="" type="checkbox"/>	Basic filing fee (Item 6 or 7 above)	\$ <u>690.00</u>
<input checked="" type="checkbox"/>	Fee for recording Assignment (\$40.00 (37 CFR 1.21(h)))	\$ <u>40.00</u>
[ ]	Processing and retention fee (\$130.00 (37 CFR 1.53(d) and 1.21(l)))	\$ _____
	Total fees enclosed	\$ <u>730.00</u>

**9. Method of Payment of Fees**

Check in the amount of \$730.00.

[ ] Charge Deposit Account No. 08-2461 in the amount of \$ \_\_\_\_\_.  
A duplicate of this transmittal is enclosed.

**10. Authorization to Charge Additional Fees**

The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Deposit Account No. 08-2461:

37 CFR 1.16(a), (f), or (g) (filing fees)

37 CFR 1.16(b), (c), and (d) (presentation of extra claims)

[ ] 37 CFR 1.16(e) (surcharge for filing the basic fee and/or declaration at a date later than the filing date of the application)

[ ] 37 CFR 1.17 (application processing fees)

A duplicate of this transmittal is enclosed.

**11. Instructions as to Overpayment**

Credit Deposit Account 08-2461.

Refund.

**12. Correspondence Address**

Please address all correspondence to:

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PATENT APPLICATION SERIAL NO. \_\_\_\_\_

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE  
FEE RECORD SHEET

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